

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

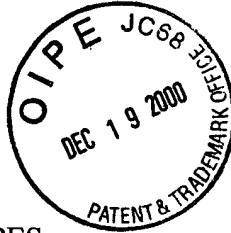
In re PATENT APPLICATION of

Francis DARMANN et al.

Serial No.: 09/661,253

Filed: September 13, 2000

SUPERCONDUCTING TAPES



Group Art Unit: 1751

[Examiner: Not Assigned]

Response to Notice Regarding Agency Funding

Honorable Assistant Commissioner
of Patents and Trademarks,
Washington, D.C. 20231

Date: December 19, 2000

Sir:

Further to the Notice Regarding Agency Funding dated November 6, 2000, attached hereto, please find the **Statement of Property Rights** declaring that no U.S. agency funding was used in the creation of the invention. Therefore, it is respectfully requested that the application proceed to be considered on the merits.

In the event that there are any outstanding matters remaining in the present application, the Examiner is invited to contact Susan S. Morse (Reg. No. 35,292) at (703) 715-0870 in the Washington, D.C. area, to discuss these matters.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 50-0238 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

JONES VOLENTINE, L.L.C.

By: *Susan S. Morse*

Susan S. Morse
Reg. No. 35,292

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TC 1700 MAIL ROOM

12200 Sunrise Valley Drive, Suite 150
Reston, VA 20191
Telephone No.: (703) 715-0870
Facsimile No.: (703) 715-0877

The following is an example of an acceptable property rights statement. Statements of this type are, of course, only suitable for situations in which NO Agency funds or other considerations were involved in the making or conception of the invention. While this example is in the form of a declaration, a sworn document is equally acceptable.

I (We) Francis Anthony Darmann and Rupeng Zhao

citizens of Australia

residing at 5 Glenda Place, Mount Kuring-Gai, NSW 2080 and 49 Sandringham Drive
Australia Carlingford NSW 2118 Australia

declare:

That I (we) made and conceived the invention described and claimed in patent application:

Serial Number 09/661,253 filed in the United States of America on September 13, 2000
titled "Superconducting Tapes"

(Check and complete either I or II below)

☒ I. (For Inventors Employed by an Organization) That I (we) made and conceived this invention while employed by Metal Manufactures Limited. That the invention is related to the work I am (we are) employed to perform and was made within the scope of my (our) employment duties; That the invention was made during working hours and with the use of facilities, equipment, materials, funds, information and services of Metal Manufactures Limited. Other relevant facts are _____
(name of employer)

That to the best of my (our) knowledge and belief (and/or) based upon information provided by _____ of _____

—OR—

☐ II. (For Self-Employed Inventors) That I (we) made and conceived this invention on my (our) own time using only my (our) own facilities, equipment, materials, funds, information and services. Other relevant facts are _____

(Check III and/or IV below as appropriate)

That to the best of my (our) knowledge and belief:

☒ III. The invention was not made or conceived in the course of, or in connection with, or under the terms of any contract, subcontract or arrangement entered into with or for the benefit of the United States Atomic Energy Commission or its successors: Energy Research and Development Administration or the Department of Energy.

—AND/OR—

☒ IV. The invention was not made (conceived or first actually reduced to practice) under nor is there any relationship of the invention to the performance of any work under any contract of the National Aeronautics and Space Administration.

The undersigned inventor(s) declare further that all statements made herein of his or her (their) own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Inventor's Signature: Francis Anthony Darmann

Post Office Address: 5 Glenda Place, Mount Kuring-Gai, NSW 2080, Australia

Date: 15 Dec. 2000

Inventor's Signature: Rupeng Zhao

Post Office Address: 49 Sandringham Drive, Carlingford NSW 2118, Australia

Date: 15 Dec. 2000

